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SENATE BILL 263

48TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2008

INTRODUCED BY

Bernadette M. Sanchez

AN ACT

RELATING TO EDUCATION; CREATING THE APPRENTICESHIP TRAINING
FUND; MAKING AN APPROPRIATION.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. Section 21-19A-1 NMSA 1978 (being Laws 1992,
Chapter 93, Section 1) is amended to read:

"21-19A-1. SHORT TITLE.--~~[This act]~~ Chapter 21, Article
19A NMSA 1978 may be cited as the "Apprenticeship Assistance
Act"."

Section 2. Section 21-19A-3 NMSA 1978 (being Laws 1992,
Chapter 93, Section 3) is amended to read:

"21-19A-3. DEFINITIONS.--As used in the Apprenticeship
Assistance Act:

A. "advisory committee" means the apprenticeship
and training advisory committee to the division;

underscoring material = new
[bracketed material] = delete

underscored material = new
[bracketed material] = delete

1 B. "apprentice" means a person at least sixteen
2 years old who is approved by the council and is covered by a
3 written agreement with an employer or with an association of
4 employers or employees acting as agent for an employer, which
5 [~~apprentice~~] written agreement provides for reasonably
6 continuous employment of the person for not less than two
7 thousand hours [~~required for any~~] in the given trade [~~for~~] in
8 which that person [~~for his participation~~] is apprenticed in an
9 approved schedule of work experience [~~through employment~~] and
10 for at least one hundred forty-four hours per year of related
11 supplemental instruction;

12 C. "apprenticeship committee" means the sponsoring
13 committee of each apprenticeable craft that is responsible for
14 that particular apprenticeship program;

15 D. "apprenticeship related instruction" means
16 skills taught off the job that are required by the particular
17 apprenticeable craft and that the apprentice needs to complete
18 [~~his~~] the apprenticeship as required by the council and the
19 bureau;

20 E. "apprenticeship training program" and
21 "apprenticeship program" means an apprenticeship training
22 program registered pursuant to Section 21-19A-5 NMSA 1978;

23 [~~E.~~] F. "bureau" means the bureau of apprenticeship
24 and training of the United States department of labor;

25 [~~F.~~] G. "council" means the state apprenticeship

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1 council;

2 [G-] H. "division" means the instructional support
3 and vocational education division of the [~~state department of~~]
4 public education department;

5 [H-] I. "related instruction" means organized, off-
6 the-job instruction in theoretical or technical subjects
7 required for the completion of an apprenticeship for a
8 particular apprenticeable trade; and

9 [F-] J. "supplementary" means new or upgrading
10 skill training for those already employed as journeymen
11 craftsmen."

12 Section 3. A new section of the Apprenticeship Assistance
13 Act is enacted to read:

14 "[NEW MATERIAL] APPRENTICESHIP TRAINING FUND--CREATED--
15 PURPOSE--APPROPRIATION.--

16 A. The "apprenticeship training fund" is created as
17 a nonreverting fund in the state treasury and shall be
18 administered by the division. The fund shall consist of money
19 that is appropriated or donated or that otherwise accrues to
20 the fund. Money in the fund shall be invested by the state
21 investment officer in the manner that land grant permanent
22 funds are invested pursuant to Chapter 6, Article 8 NMSA 1978.
23 Income from investment of the fund shall be credited to the
24 fund.

25 B. The division shall establish procedures and

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underscored material = new
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1 adopt rules as required to administer the fund and for
2 applications for and approval of grants for apprenticeship
3 training programs.

4 C. Money in the fund is appropriated to the
5 division to assist in paying the cost of apprenticeship
6 training programs. Money shall be disbursed from the fund only
7 on warrant of the secretary of finance and administration upon
8 vouchers signed by the secretary of public education or the
9 secretary of public education's authorized representative. Any
10 unexpended or unencumbered balance remaining at the end of a
11 fiscal year shall not revert to the general fund."

12 Section 4. APPROPRIATION.--Two million dollars
13 (\$2,000,000) is appropriated from the general fund to the
14 apprenticeship training fund for expenditure in fiscal year
15 2009 and subsequent fiscal years. Any unexpended or
16 unencumbered balance remaining at the end of a fiscal year
17 shall not revert to the general fund.

18 Section 5. EFFECTIVE DATE.--The effective date of the
19 provisions of this act is July 1, 2008.

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